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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA • OAKLAND

XUZHOU JINJIANG FOODSTUFFS CO.,  
LTD,

Plaintiff,

vs.

MITTELSTAEDT, GALAVIZ & MYLIN  
INC.; M&S SHIPPING LTD.; ABCO  
INTERNATIONAL FREIGHT (USA) INC.;  
PERSHING INC.; UNITED STATES; DOES  
1-100,

Defendants.

Case No. CV 09-3218 PJH

The Hon. Phyllis J. Hamilton

[PROPOSED] ORDER GRANTING  
STIPULATION FOR DISMISSAL WITH  
PREJUDICE OF DEFENDANT, ABCO  
INTERNATIONAL FREIGHT (USA) INC.

The Court, having considered the Stipulation for Dismissal with Prejudice of Defendant,  
ABCO INTERNATIONAL FREIGHT (USA) INC. ("ABCO"), and finding that good cause  
appears to grant the Stipulation,

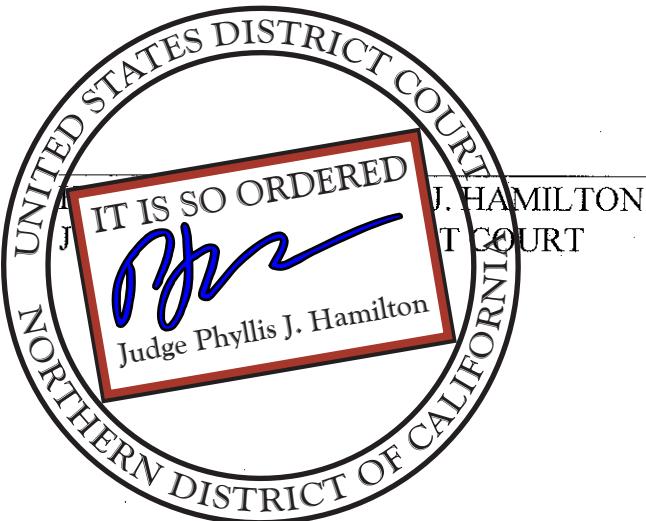
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1 HEREBY ORDERS that ABCO be and is hereby dismissed from the above-entitled  
2 action with prejudice, each party to bear its own costs and attorneys' fees.  
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4 IT IS SO ORDERED.  
5

6 DATED: 11/2/09  
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SANDS LERNER  
12400 WILSHIRE BOULEVARD, SUITE 1300  
LOS ANGELES, CALIFORNIA 90025  
TELEPHONE: 310-979-1444

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1                   **CERTIFICATE OF SERVICE**

2                   STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3                   I am employed in the County of Los Angeles, State of California. I am over the age of 18  
4 and not a party to this action. My business address is 12400 Wilshire Boulevard, Suite 1300,  
5 Los Angeles, California, 90025.

6                   On October 28, 2009, I served the foregoing documents described as:

7                   **[PROPOSED] ORDER GRANTING STIPULATION FOR DISMISSAL WITH  
8 PREJUDICE OF DEFENDANT, ABCO INTERNATIONAL FREIGHT (USA) INC.**

9                   on the interested parties in this action:

10                  **See attached Service List**

11                   (BY MAIL) I am readily familiar with the firm's practice of collection and processing  
12 correspondence for mailing. Under that practice it would be deposited with U.S. Postal  
13 Service on that same day with postage thereon fully prepaid at Los Angeles, California in  
14 the ordinary course of business. I am aware that on motion of the party served, service is  
presumed invalid if postal cancellation date or postage meter date is more than one day  
after date of deposit for mailing in affidavit.

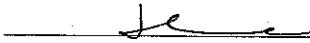
15                   (ELECTRONICALLY) I hereby certify that I electronically transmitted the attached  
16 document to the Clerk of Court using the ECF System for filing. Based on the records  
17 currently on file, the Clerk of Court will transmit a Notice of Electronic Filing to the  
following ECF registrant(s):

18                  • Robert W. Snyder                   • Jennifer S. Wang  
19                  • Cameron W. Roberts

20                   (BY FEDERAL EXPRESS) I am responsible for service by Federal Express to the above  
21 address with guaranteed delivery on \_\_\_\_\_.

22                   (FEDERAL) I declare that I am employed in the office of a member of the bar of this  
23 court at whose direction the service was made.

24                  Executed on October 28, 2009, at Los Angeles, California.

25                    
26                  Jolene R. Rice

**SERVICE LIST**

*Xuzhou Jinjiang Foodstuffs Co., Ltd. v. Mittelstaedt, Galaviz & Mylin, Inc., et. al.*  
 USDC – Northern, Case No. 09 CV 3218 (PJH)

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Jennifer S. Wang, Esq. United State's Attorney Office 450 Golden Gate Avenue, Box 36055 San Francisco, CA 94102  T: 415-436-6967 F: 415-436-6748 E-mail: jennifer.s.wang@usdoj.gov	<b>Attorneys for Defendant,</b> UNITED STATES
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